

ARTICLE 48-04

CONTROL OF ALL INFECTIOUS DISEASES

Chapter

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CHAPTER 48-04-01

CONTROL OF ALL INFECTIOUS DISEASES

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48-04-01-01. Designation and identification of premises. The board may require identification and designation of premises where exposed or infected animals are or have been located. Premises shall be designated by suitable placard to be determined by the board. Placards shall not be removed except by permission of the state veterinarian.

History: Amended effective June 1, 1983.

General Authority: NDCC 36-01-08

Law Implemented: NDCC 36-01-12

48-04-01-02. Livestock quarantines. The board may quarantine any domestic animal or nontraditional livestock which is infected with any contagious or infectious disease, which has been exposed to infection, or which may have been exposed to infection. Animals imported for which no certificate of veterinary inspection is produced must be quarantined until the disease status of the animals can be determined and until all vaccination and test requirements can be verified. Upon verification that any animal does not meet North Dakota test and vaccination requirements, the animal must be sent directly to slaughter or returned to the state of origin. The form of notice of official quarantine must be specified by the board and served on the owner or keeper of the animal by sending, by registered or

certified mail, a copy of the quarantine notice to the owner or keeper of the animal, or by having an agent or representative of the board, or a law enforcement officer, personally serve a copy of the quarantine notice upon the owner or keeper of the animal.

History: Amended effective September 1, 1988; October 1, 1998.

General Authority: NDCC 36-01-08

Law Implemented: NDCC 36-01-12

48-04-01-03. Identification of exposed and infected livestock.

Whenever deemed necessary, the board may require individual identification of exposed or infected livestock to be moved prior to movement. The method and type of identification is at the discretion of the board or its executive officer.

General Authority: NDCC 36-01-08

Law Implemented: NDCC 36-01-08

48-04-01-04. Identification of slaughter swine - Definitions. In this section:

1. "Boar" means all male swine over six months of age.
2. "Identification" means tattoo or other means of marking swine authorized by the board.
3. "Owner" means the legal owner, the owner's agents, and the person in possession of or caring for swine referred to.
4. "Sow" means all female swine over six months of age.
5. "Stag" means a boar that has been castrated.

Persons transporting slaughter swine shall supply the name and address of the producer for identification purposes. Each person transporting slaughter swine shall identify the swine with tattoo or other authorized method. Records of such identification must be maintained for at least one hundred twenty days and made available to the board or its authorized agents.

General Authority: NDCC 36-01-08

Law Implemented: NDCC 36-01-08

48-04-01-05. Removal or damaging of official identification tags or brands. Official identification or reactor tags or brands shall not be removed or tampered with without written consent of the board.

History: Amended effective June 1, 1983.

General Authority: NDCC 36-01-08

Law Implemented: NDCC 36-01-08

48-04-01-06. Cattle scabies. Scabies affected or exposed cattle must be quarantined and treated with an approved avermectin in accordance with the United States department of agriculture, guidelines for veterinary services, found in 9 CFR part 73.

History: Amended effective September 1, 1984; October 1, 1998.

General Authority: NDCC 36-01-08

Law Implemented: NDCC 36-01-08

48-04-01-07. Sheep scabies. Scabies affected or exposed sheep must be quarantined and treated with an approved avermectin in accordance with the United States department of agriculture, guidelines for veterinary services, found in 9 CFR part 74.

History: Amended effective September 1, 1984; October 1, 1998.

General Authority: NDCC 36-01-08

Law Implemented: NDCC 36-01-08

48-04-01-08. Control of anthrax. All livestock on farms where anthrax has been diagnosed shall be vaccinated. All animals shall be quarantined for thirty days after the death of the last animal or thirty days following vaccination. Sale of hides removed from animals infected with anthrax is prohibited.

General Authority: NDCC 36-01-08

Law Implemented: NDCC 36-01-12

48-04-01-09. Rendering plants - Collection of dead animals. Dead animals must be picked up within twenty-four hours after death between May first and November first. The public shall be notified of this requirement by rendering plants.

General Authority: NDCC 36-07-01

Law Implemented: NDCC 36-07-02

48-04-01-10. Cleaning and disinfection in regard to the transportation of swine. Repealed effective February 1, 1985.

48-04-01-11. Garbage feeding to swine. Repealed effective September 1, 1988.

48-04-01-12. Sale of virulent products. All persons, firms, or corporations are prohibited from distributing or selling any products containing any live germs, cultures, or viruses for the treatment or vaccination of any domestic animals without written permit by the executive officer of the board of animal health. Nontransferable permits will be issued to all qualified applicants as determined by the board of animal health and may be obtained only upon written application by the person, firm, or corporation selling the product at retail levels. A written application for a permit shall be provided in a form as approved by the executive officer of the board of animal health. The board of animal health may revoke a permit to sell

virulent products for violation of North Dakota Century Code chapter 36-01, or any rules adopted pursuant to that chapter. This section does not apply to licensed veterinarians practicing in North Dakota.

History: Amended effective June 1, 1983; April 1, 1985; September 1, 1988.

General Authority: NDCC 36-01-08

Law Implemented: NDCC 36-01-08

48-04-01-13. Permit requirements - Virulent products. An applicant for a permit to sell or distribute virulent products shall:

1. Agree not to sell or distribute any of the following vaccines:

- a. Brucella vaccines.
- b. Pseudorabies vaccines.
- c. Rabies vaccines.
- d. Anthrax vaccines.
- e. Contagious ecthyma (live).
- f. Erysipelas (live cultures).

This list may be modified by the board of animal health from time to time as required.

- 2. Require four hours of training annually for the applicant and all employees pertaining to the use of virulent vaccines. Certification of this training must be furnished by the principal biological suppliers or other qualified persons as determined by the board of animal health.
- 3. Store live germs, cultures, or viruses offered for sale, or sold, in a dark place at a temperature of not more than forty-five degrees Fahrenheit [7.22 degrees Celsius] and not less than thirty-five degrees Fahrenheit [1.67 degrees Celsius] until such time as they are sold. Live germs, cultures, or viruses may not be sold after their expiration date.
- 4. Offer for sale, products in their original containers only.
- 5. Agree not to accept for return retail purchases of live germs, cultures, or viruses.
- 6. Comply with subsections 1 through 5 with respect to the farm sales.

History: Effective April 1, 1985; amended effective September 1, 1988.

General Authority: NDCC 36-01-08

Law Implemented: NDCC 36-01-08